Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 1 of 39

| t | | | 1 | |
|---|---|---|---|--|
| Official Form 1 UNITED STATES BANKRUPTCY COURT | | | Voluntary Petition | |
| (10/06) NO | ORTHERN DISTRICT OF ILLIN | OIS | voluntary rection | |
| Name of debtor (if individual, enter Last, First, Middle): Gutierrez, Raul | | Name of Joint Debtor (Spouse)(Last, First, Middle) Gutierrez, Maria A. | | |
| All Other Names used by the Debtor | in the last 6 years | All Other Names used by the Joint I | Debtor in the last 6 years | |
| (include married, maiden, and trade | names): | (include married, maiden, and trade | names): | |
| Last four digits of Soc. Sec./Complethan one, state all 2696 | ete EIN or other Tax ID No. (if more | Last four digits of Soc. Sec./Complete EIN or other Tax ID No. (if more than one, state all: 1843 | | |
| Street Address of Debtor (No. & Street | eet, City, State, & Zip Code) | Street Address of Joint Debtor (No. & St., City, State & Zip Code) | | |
| 1618 West 34th Street | | 1618 West 34th Street | | |
| Chicago, Illinois 60608 | | Chicago, Illinois 60608 | | |
| County of Residence or of the | | County of Residence or of the | | |
| Principal Place of Business: cook | | Principal Place of Business: cook | | |
| Mailing Address of Debtor (if different | ent from street address above): | Mailing Address of Joint Debtor (if | different from street address): | |
| Location of Principal Assets of Busin | ness Debtor (if different from street ac | ldress above): | | |
| Type of Debtor | Nature of Business | | cy Code Under Which | |
| (Form of Organization) | (Check one box) | | ed (Check one box) | |
| (Check one box) | Health Care Business | l — | Petition for Recognition of a | |
| Individual (Inc. joint debtors See Exhibit D on pg 2 of form. | Single Asset Real Estate as defined in 11 U.S.C. 101 (51B) | | gn Main Proceeding Patition for Paccapition of a | |
| Corporation (Inc. LLC, LLP) | Railroad | Chapter 11 | | |
| Partnership | Stockbroker | Chapter 13 | | |
| Other: (If the debtor is not one | Commodity Broker | | | |
| of the above entities, check this | Clearing Bank | Nature of Debts | | |
| box and state type of entity below) | Other | Debts are primarily Consumer d | | |
| | Tax Exempt Entity: | | for a personal, family or household | |
| Debtor is a tax exempt org. per | | purpose" Debts are primarily Business del | ots | |
| | 26 U.S.C. (Int. Revenue Code) | | | |
| | heck one box) | Chapter 1 | 1 Debtors | |
| Full Filing Fee attached | | Check one box: Debtor is a small business | as defined in 11 U.S.C. 101 | |
| | stallments (Applicable to individuals | Debtor is a small business as defined in 11 U.S.C. 101 Debtor is Not a small business as defined in 11 U.S.C. 101 | | |
| only) Must attach signed application certifying that the debtor is unable to | | Check if applicable: | ness as defined in 11 c.s.c. 101 | |
| 1006(e). See Official Form No. 3A. | pay fee except in installments. Rule | | ontingent liquidated debts owed to | |
| | ed (Applicable to Chapter 7 | noninsiders or affiliates are less than \$2 million | | |
| individuals only). Must attach signed | | A plan is being filed with this petition. | | |
| consideration. See Official Form 3B. | | | rere solicited prepetition from one | |
| Statistical/A desimination To farme | 4° 0 (- 1° 0 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - | or more classes of creditors, in accor | | |
| Statistical/Administrative Informa | luon (estimates only) Is will be available for distribution to u | nagaurad araditors | THIS SPACE IS FOR COURT USE ONLY | |
| l = | r any exempt property is excluded and | | | |
| will be no funds available for distrib | | administrative expenses paid, there | | |
| Estimated Number of Creditors | 1000- 5001- 10001 2500 | 01 50001 OVER | | |
| 1-49 49-99 100-199 200-999 | | | | |
| | | | | |
| Estimated Assets | | | | |
| \$0 to \$10,000 \$10,000 to \$10 | 00,000 \$100,000 to \$1 million \$1 | million to \$100 million More than \$100 million | | |
| Estimated Liabilities | | | | |

\$0 to \$50,000 \$50,000 to \$100,000 \$100,000 to \$1 million \$1 million to \$100 million More than \$100 million

Form Published by: Law Disks, 734 Franklin Avenue, Garden City, NY 11530 www.lawdisks.com

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 2 of 39

| Voluntary Petition | Name of Debtor(s): | FORM B1, Page 2 | | |
|--|---|--|--|--|
| (This page must be completed and filed in every case.) | Raul Gutierrez, Maria A. Gutierrez | | | |
| All Prior Bankruptcy Case Filed Within Last 8 | Years (if more than two, attach additional | al sheet.) | | |
| Location Where filed: | Case Number: | Date Filed: | | |
| Location Where filed: | Case Number: | Date Filed: | | |
| Pending Bankruptcy Case Filed by any Spouse, Partner, or A | ffiliate of this Debtor (If more than one, | attach additional sheet) | | |
| Name of Debtor: | Case Number: | Date Filed: | | |
| District: | Relationship: | Judge: | | |
| Exhibit A (To be completed if the Debtor is required to file periodic reports (e.g., forms 10K and 10Q with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11) □ Exhibit A is attached and made a part of this petition. | Exhil (To be completed if Debtowhose debts are primarily I, the attorney for the petitioner name that I have informed the petitioner the chapter 7, 11, 12, or 13 of title 11, U explained the relief available under a I further certify that I have delivered \$342 of the Bankruptcy Code. X /s/DAVID W. DAUDELL DAVID W. DAUDELL, Attorney for | or is an individual consumer debts.) ed in the foregoing petition, declare at [he or she] may proceed under nited States Code, and have each chapter. to the debtor the notice required by | | |
| Exhibit C | Exhibit D Certification | Re Credit Counseling | | |
| Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made part of this petition. No | To be completed by every individua each spouse must complete an Exhibit D completed and signed made a part of this petition. Exhibit D completed and signed and made a part of this petition. | al debtor. If a joint petition is filed, ad attach a separate Exhibit D I by the debtor is attached and | | |
| Information Regardin (Check any ap | | | | |
| Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180 days than There is a bankruptcy case concerning debtor's affiliate, general place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a deferous principal place of business or assets in the United States but is a defer | e of business, or principal assets in this in any other District. partner, or partnership pending in this I ace of business or principal assets in the endant in an action or proceeding [in a | District. The United States in this District, or | | |
| Statement by a Debtor Who Resides | | erty | | |
| Check all appl Landlord has a judgment against the debtor for possession of the deb | | plete the following.) | | |
| (Name of lane | dlord that obtained judgment) | | | |
| (Address of la | andlord) | | | |
| Debtor claims that under applicable nonbankruptcy law, there are cirentire monetary default that gave rise to the judgment for possession, after | | • | | |
| Debtor has included in this petition the deposit with the court of any the petition. | rent that would become due during th | e 30-day period after the filing of | | |

| Voluntary Petition | Name of Debtor(s): | FORM B1, Page 3 | | | |
|---|--|--|--|--|--|
| (This page must be completed and filed in every case.) | , | | | | |
| Signa | , | | | | |
| Signature(s) of Debtor(s) (Individual/Joint) | Signature of A Foreign Represent | | | | |
| I declare under penalty of perjury that the information provided in this petition is true and correct. [If the petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States | Recognized Foreign Proceeding I declare under penalty of perjury that the information provided in thi petition is true and correct, that I am the foreign representative of a debtor i a foreign main proceeding, and that I am authorized to file this petition. | | | | |
| Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. I request relief in accordance with the chapter of title 11, United States Code, specified in this petition. | ☐ I request relief in accordance with chapter 15 of the Code. Certified copies of the documents required are attached. | itle 11, United States | | | |
| W. | ☐ Pursuant to §1511 of title 11, United States Code, | | | | |
| X /s/ Raul Gutierrez | accordance with the chapter of title 11 specified in certified copy of the order granting recognition of proceeding is attached. | | | | |
| Raul Gutierrez, Debtor | X | | | | |
| X /s/ Maria A. Gutierrez | (Signature of Foreign Representative) | | | | |
| | | | | | |
| Maria A. Gutierrez, Joint Debtor | (Printed Name of Foreign Representative) | | | | |
| Telephone Number (If not represented by attorney) Date: | (Date) | | | | |
| Signature of Attorney | Signature of Non-Attorney Petition | Prenarer | | | |
| X /s/ DAVID W. DAUDELL Signature of Attorney for Debtor(s) Print below: Attorney Name, Firm, Address, Telephone No: DAVID W. DAUDELL 6209274 THE LAW OFFICES OF DAVID W. DAUDELL 211 West Wacker Drive suite 500 Chicago, Illinois 60606 312 701-0012 Date: | I declare under penalty of perjury that: (1) I am a bankr as defined in 11 U.S.C. § 110: (2) I prepared this document and have provided the debtor with a copy of this document information required under 11 U.S.C. §§ 110(b), 110(b), rules or guidelines have been promulgated pursuant to a maximum fee for services chargeable by bankruptcy phave given the debtor notice of the maximum amount be document for filing for a debtor or accepting any fee for required by that section. Official Form 19B is attached. Printed or Typed Name and Title, if any, of Bankruptcy Social Security number (If the bankruptcy petition prepindividual, state the name, title (if any), address, and so | nent for compensation tent and the notices and and 342(b); and (3) if 11 U.S.C. § 110 setting settition preparers, I efore preparing any om the debtor, as | | | |
| Signature of Debtor (Corporation/Partnership) | the officer, principal, responsible person, or partner who (Required by 11 U.S.C. § 110.) | | | | |
| I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. The debtor requests relief in accordance with the chapter of title 11, United | Address X Signature of Bankruptcy Petition Preparer or officer, pr person or partner whose social security number is provi | | | | |
| States Code, specified in this petition. X | Names and Social Security numbers of all other individ assisted in preparing this document, unless the bankrup not an individual: | | | | |
| Signature of Authorized Individual | | | | | |
| X Printed Name of Authorized Individual X | If more than one person prepared this document, attach sheets conforming to the appropriate Official Form for A bankruptcy petition preparer's failure to comply with 11 and the Federal Rules of Bankruptcy Procedure may imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 150. | each person. the provisions of title result in fines or | | | |
| Title of Authorized Individual X Date | [Publisher's Note:This form is NOT intended to be used by nona preparers: Schedules do NOT contain all disclosures required bankruptcy-petition preparers.] | attorney bankruptcy-petition | | | |
| Duit | <u>l</u> | | | | |

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 4 of 39

Form B1, Exhibit C (9/01)

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

In re: Raul Gutierrez, Maria A. Gutierrez

Debtor(s)

Case No: Chapter:

Exhibit C to Voluntary Petition

- 1. Identify and briefly describe all real and personal property owned by or in possession of the debtor that, to the best of the debtor=s knowledge, posses or is alleged to pose a threat of imminent and identifiable harm to the public health or safety (attach additional sheets if necessary).
- 2. With respect to each parcel of real property or item of personal property identified in question 1, describe the nature and location of the dangerous condition, whether environmental or otherwise, that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety (attach additional sheets if necessary).

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 5 of 39

Form B1, Exhibit D (10/06)

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

In re Raul Gutierrez, Maria A. Gutierrez

Debtor(s)

Case No:

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- [XX] 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- [] 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- [] 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time 1 made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.] __

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

- 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
 - [] Incapacity. (Defined in 11 U.S.C. 109 (h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
 - [] Disability. (Defined in 11 U.S.C. 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
 - [] Active military duty in a military combat zone.
- [] 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /S/Raul Gutierrez

Date:

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 6 of 39

Form B1, Exhibit D (10/06)

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

In re Raul Gutierrez, Maria A. Gutierrez
Debtor(s)
Case No:

EXHIBIT D - INDIVIDUAL [JOINT] DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- [XX] 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- [] 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- [] 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time 1 made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.] ___

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

- 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
 - [] Incapacity. (Defined in 11 U.S.C. 109 (h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
 - [] Disability. (Defined in 11 U.S.C. 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
 - Active military duty in a military combat zone.
- [] 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Joint Debtor: /S/Maria A. Gutierrez

Date:

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 7 of 39

B 201 (10/05)

UNITED STATES BANKRUPTCY COURT

NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 8 of 39

Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in instalments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of the Debtor

| | /s/Raul Gutierrez | | |
|------------------------------|------------------------------------|------|--|
| Printed Name(s) of Debtor(s) | Signature of Debtor | Date | |
| | /s/Maria A. Gutierrez | | |
| Case Number (If known): | Signature of Joint Debtor (if any) | Date | |

Certificate of [Non-Attorney] Bankruptcy Petition Preparer (Omitted)

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 9 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

In re: Raul Gutierrez, Maria A. Gutierrez

Debtor(s)

Case No:
Chapter

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from schedules A, B, C, D, E, F, G, H, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11 or 13.

| | | 1 | | | | i |
|---|---|-----------------------------------|----------------|---------------------|--------------|------------|
| | NAME OF SCHEDULE | ATTACHED | NO. SHEETS | ASSETS | LIABILITIES | OTHER |
| A | Real Property | Yes | 1 | \$180,000.00 | | |
| В | Personal Property | Yes | 3 | \$5,600.00 | | |
| С | Property Claimed as Exempt | Yes | 1 | | | |
| D | Creditors Holding Secured Claims | Yes | 1 | | \$164,738.38 | |
| Е | Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E) | Yes | 2 | | \$ 0.00 | |
| F | Creditors Holding Unsecured Nonpriority Claims | Yes | 2 | | \$18,086.26 | |
| G | Executory Contracts and Unexpired Leases | Yes | 1 | | | |
| Н | Codebtors | Yes | 1 | | | |
| Ι | Current Income of Individual Debtor(s) | Yes | 1 | | | \$2,166.34 |
| J | Current Expenditures of Individual Debtor(s) | Yes | 2 | | | \$2,147.50 |
| | Total nur | nber of sheets in all Schedules > | 15 | | | |
| | | | Total Assets > | \$185,600.00 | | |
| | | | | Total Liabilities > | \$182,824.64 | |

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 10 of 39

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

In re: Raul Gutierrez, Maria A. Gutierrez Debtor(s)

Case No: Chapter

STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8), filing a case under chapter 7, 11 or 13, you must report the information below.

[] Check this box if you are an individual debtor whose debts are NOT primarily consumer debts, and therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

| Type of Liability | Amount |
|--|--------|
| Domestic Support Obligations (from Schedule E) | 0 |
| Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)(whether disputed or undisputed) | 0 |
| Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) | 0 |
| Student Loan Obligations (from Schedule F) | 0 |
| Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E | 0 |
| Obligations to Pension or Profit-sharing, and Other Similar Obligations (from Schedule F) | 0 |
| Total | 0 |

State the following:

| Average Income (from Schedule I, Line 16) | \$2,166.34 |
|---|------------|
| Average Expenses (from Schedule J, Line 18) | \$2,147.50 |
| Current Monthly Income (from Form 22A Line 12, OR | |
| Form 22B, Line 11: OR Form 22C Line 20) | |

State the following:

| State the following. | | |
|--|---------|-------------|
| 1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column | | \$ 0.00 |
| 2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column. | \$ 0.00 | |
| 3 Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column. | | \$ 0.00 |
| 4. Total from Schedule F | | \$18,086.26 |
| 5. Total of non-priority unsecured debt (sum of 1,3 and 4) | | 18086.26 |

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Cookument Page 11 of 39 SCHEDULE A- REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers excercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H","W","J", or "C" in the third column labeled "Husband, Wife, Joint or Community." if the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G-Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a security interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C—Property Claimed as Exempt.

| DESCRIPTION AND LOCATION OF PROPERTY | NATURE OF DEBTOR'S INTEREST IN PROPERTY | HUSB WIFE JOINT COM. | CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION | AMOUNT OF SECURED CLAIM |
|---|---|-------------------------------|--|-------------------------------|
| 1618 West 34 Street, Chicago, Illinois | Fee | J | 180,000.00 | 155,875.00 |
| | • | • | \$180,000.00 | TOTAL |

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) CDOWNMENT Page 12 of 39

SCHEDULE B— PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "X" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C— Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G— Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property."

| TYPE OF PROPERTY | NONE | DESCRIPTION AND LOCATION OF PROPERTY | HUSB. WIFE JOINT COMM. | CURRENT MARKET VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTION OF ANY SECURED CLAIM OR EXEMPTION |
|--|------|---|---------------------------------|--|
| 1. Cash on hand. | X | | | 0 |
| 2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives. | | Checking and savings accounts Marquette National Bank | J | 800.00 |
| 3. Security deposits with public utilities, telephone companies, landlords, and others. | X | | | 0 |
| 4. Household goods and furnishings, including audio, video, and computer equipment. | | Used Misc used Household goods. | J | 1500.00 |
| 5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles. | X | | | 0 |
| 6. Wearing apparel. | | Debtors and family used clothes | J | 1800.00 |
| 7. Furs and jewelry. | X | | | 0 |
| 8. Firearms and sports, photographic, and other hobby equipment. | X | | | 0 |
| 9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each. | X | | | 0 |
| 10. Annuities. Itemize and name each issuer. | X | | | 0 |
| 11.Interest in an education IRA as defined in 26 U.S.C. 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(b)(1). Give particulars. (File separately the record(s) of any such interests. 11 U.S.C. 523(c) Rule 1007(b) | X | | | 0 |
| 12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize. | X | | | 0 |
| 13. Stock and interests in incorporated and unincorporated businesses. Itemize. | X | | | 0 |

Case 09-24023 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Doc 1 In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Comment Page 13 of 39 0 14. Interests in partnerships or joint X ventures. Itemize. 15. Government and corporate bonds X 0 and other negotiable and nonnegotiable instruments. X 0 16. Accounts receivable. X 0 17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars. X 0 18. Other liquidated debts owing debtor including tax refunds. Give particulars. X 0 19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property. X 0 20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust. 21. Other contingent and unliquidated X 0 claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each. X 0 21. Patents, copyrights, and other intellectual property. Give particulars. 23. Licenses, franchises, and other X 0 general intangibles. Give particulars. X 0 24. Consumer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. 101(41A) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family or household purposes. 25. Automobiles, trucks, trailers, and 1994 Dodge auto 205,000 J 1500.00 other vehicles and accessories. miles X 0 26. Boats, motors, and accessories. X 0 27. Aircraft and accessories. 0 28. Office equipment, furnishings, and X supplies. 29. Machinery, fixtures, equipment, 0 X and supplies used in business. 30. Inventory. X 0 0 X 31. Animals. 32. Crops—growing or harvested. X 0 give particulars. 33. Farming equipment and X 0 implements.

| Case 09-24023 Doc | :1 Filed | d 06/30/09 | Entered 06/3 | 0/09 22:2 | 8:21 | Desc Main | |
|---|-------------|------------|---------------------------------|-----------|------------|--|--|
| n re Raul Gutierrez, Maria A. Gutierrez Deb | tor(s) Cloo | เซียment | Page 14 of 39 | | | | |
| 34. Farm supplies, chemicals, and feed. | X | | 3 | | | 0 | |
| 35. Other personal property of any kind not already listed. Itemize | X | | | | | 0 | |
| | | c | continuation sheets attached | Total: | | \$5,600.00 | |
| | | | | Incl | ude amount | s from any continuation sheets attached. Report also on Summary of Schedules. | |

Entered 06/30/09 22:28:21 Desc Main Case 09-24023 Doc 1 Filed 06/30/09 In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) C**Document Page 15 of 39** SCHEDULE C— PROPERTY CLAIMED AS EXEMPT

Debtor(s) elect(s) the exemption to which the debtor(s) is entitled under:

Check one box:

[] 11 U.S.C. §522(b)(2) [X] 11 U.S.C. §522(b)(3)

[] Check if debtor claims a homestead exemption that exceeds \$125,000.

| Description of Property | Specify Law Providing Each Exemption | Value of Claimed Exemption | Current Market Value of Property Without Deducting Exemptions |
|--|--|-------------------------------|---|
| 1618 West 34 Street, Chicago, Illinois | 735 ILCS 5/12-1001 | 24125.00 | 180,000.00 |
| Checking and savings accounts Marquette National Bank | 735 ILCS 5/12-1001 | 800.00 | 800.00 |
| Used Misc used Household goods. | 735 ILCS 5/12-1001 | 1500.00 | 1500.00 |
| Debtors and family used clothes | 735 ILCS 5/12-1001 | 1800.00 | 1800.00 |
| 1994 Dodge auto 205,000 miles | 735 ILCS 5/12-1001 | 1500.00 | 1500.00 |

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Cookument Page 16 of 39 SCHEDULE D— CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and the last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. 112; Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H— Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H," "W," "J," or "C," in the column labeled "Husband, Wife, Joint or Community" (Abbreviated: H,W,J,C).

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is Disputed, place an "X" in the column labeled Disputed. You may need to place an X in more than one of these three columns.

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, If Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data."

[] Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

| Creditor's Name and Mailing Address Including Zip Code | C O D E B T O R | H W J C | Date Claim Was Incurred, Nature of Lien, and Description and Value of Property Subject to Lien | C O N T I N G E N T | U N L I Q U I D A T E | D I S P U T E D | Amount of Claim Without Deducting Value of Collateral | Unsecured Portion If Any |
|---|--------------------------------------|------------------|--|--|---|--------------------------------------|---|--------------------------------|
| Washington Mutual Bank 0679167155 P.O. Box 44118 Jacksonville, FL 32231-4118 | | J | 1618 West 34 Street, Chicago, Illinois | X | | | 155875.70 | 0.00 |
| Washington Mutual 0679065284 P.O. Box 78065 Phoenix AZ 85062-8065 | | J | 1618 Wet 34 Street Chicago, Illinois 2nd mortgage | X | | | 8862.68 | 0.00 |
| Totals > | | | | | | | \$164,738.38 | \$ 0.00 |

(Report total also on Summary of Schedules)

(If Applicable, report also on Statistical Summary of Certain Liabilities and Related Data)

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) CDOWNMENT Page 17 of 39

SCHEDULE E— CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(10/05)

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name and mailing address, including zip code, and the last four digits of the account number, if any, of all entities holding priority claims against the debtor or property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. 112; Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity in the appropriate schedule of creditors, and complete Schedule HC Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an X in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotal" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this Total also in the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E ini the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts <u>not</u> entitled to priority ;isted on each sheet in the box labled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

[] Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.

TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)

[] Domestic Support Obligations

Claims for domestic support that are owed to or are recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian or responsible relative of such a child or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. 507(a)(1).

[] Extensions of credit in an involuntary case.

Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. 507(a)(3).

[] Wages, salaries, and commissions

Wages, salaries and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,000* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. 507(a)(4).

[] Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. 507(a)(5).

[] Certain farmers and fishermen

Claims of certain farmers and fishermen, up to a maximum of 4,925 per farmer or fisherman, against the debtor, as provided in 11 U.S.C. '507(a)(6).

[] Deposits by individuals

Claims of individuals up to a maximum of \$2,225* for deposits for the purchase, lease, or rental of property or services for personal, family or household use, that were not delivered or provided. 11 U.S.C. 507(a)(7).

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Clockument Page 18 of 39

[] Taxes and Certain Other Debts Owed to Governmental Units

Taxes, custom duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. 507(a)(8).

[] Commitments to Maintain the Capital of an Insured Depository Institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. '507(a)(9).

[] Claims for Death or Personal Injury While Debtor Was Intoxicated

Claims for death or personal injury resulting from the operation of a motor vehicle or vessal while the debtor was intoxicated from using alcohol, a drug or other substance.

* Amounts are subject to adjustment on April 1, 2007, and every three years thereafter with respect to cases commenced after the date of adjustment.

Type of Priority for Claims Listed on this Sheet

| Creditor's Name and Mailing Address Including Zip Code | C O D E B T O R | H W J C | Date Claim Was Incurred, and Consideration for Claim | C O N T I N G E N T | U N L I Q U I D A T E D | D I S P U T E D | Amount of Claim | Amount Entitled to Priority | Amount Not Entitled to Priority, If Any |
|--|--------------------------------------|------------------|---|--|--|--------------------------------------|--------------------|-----------------------------------|--|
| TOTALS > | | | | | \$ 0.00 | \$ 0.00 | \$ 0.00 | | |

(Report total also on Summary of Schedules)

(If Applicable, report also on Statistical Summary of Certain Liabilities and Related Data)

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Cooperment Page 19 of 39 SCHEDULE F— CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address,, including zip code, and the last four digits of any account number of all entities holding unsecured claims without priority against the debtor or property of the debtor, as of the date of the filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. . Do not include claims listed in Schedules D and E. If a minor child is a creditor, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. 112; Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use continuation sheets.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity in the appropriate schedule of creditors, and complete Schedule H— Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "HWJC" for "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "CONTINGENT." If the claim is unliquidated, place an "X" in the column labeled "UNLIQUIDATED." If the claim is disputed, place an "X" in the column labeled "DISPUTED." You may need to place an X in more than one of these three columns. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also in the Summary of Schedules.

[] Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

| | | | | | U | | |
|--|--------------------------------------|------------------|---|--|--|--------------------------------------|--------------------|
| Creditor's Name and Mailing Address Including Zip Code | C O D E B T O R | H W J C | Date Claim Was Incurred And Consideration for Claim If Claim is Subject to Setoff, so State | C O N T I N G E N T | N L I Q U I D A T E | D I S P U T E D | Amount of Claim |
| City of Chicago Department of Revenue 0054965507 P.O Box 88292 Chicago, IL 60680-1292 | | W | Traffic Violation, 09/08 | | | | 50,00 |
| City of Chicago Department of Revenue 0054965508 P.O. Box 88292 Chicago, IL 60680-1292 | | W | Traffic Violation, 09/08 | | | | 120.00 |
| Medical Recovery Specialists, Inc. 70904759-0 2250 East Devon Avenue, Suite 352 Des Plaines, IL 60018 | | Н | Medical Bills 2006 | | | | 769.31 |
| Medical Collections System, Inc 186-6025 725 South Wells, Suite 500 Chicago, IL 60607 | | Н | Medical Service 2006 | | | | 679.87 |
| Home Depot Credit Services 6035 3200 4257 7732 Processing Center Des Moines, IA 50364-0500 | | Н | General Purchases 2008 | | | | 861.97 |
| Fashion Bug 600466-802-588-1803 P.O. Box 856021 Louisville, KY 40285-6021 | | W | General Purchases 2008 | | | | 510.64 |

| Case 09-24023 Doc 1 | | | | 9 22:2 | 28:21 | Desc Main | |
|---|---|-----------|--|--------|-------|-----------|----------|
| In re Raul Gutierrez, Maria A. Gutierrez Debtor(JC Penney | | Well V | ment Page 20 of 39 General Purchases 2008-2009 | | | | 1,464.26 |
| 125-087-253-61 | ' | " | General Furchases 2000 2007 | | | | 1,404.20 |
| P.O. Box 960090 | | | | | | | |
| Orlando, FL 32896-0090 | | | | | | | |
| Discover Card | I | Η | General Purchases 2008-2009 | | | | 6,675.67 |
| ending in 0403 | | | | | | | |
| P.O. Box 6103 | | | | | | | |
| Carol Stream, IL 60197-6103 | | | | | | | |
| Chase | I | Η | General Purchases 2008-2009 | | | | 2,233.17 |
| 5417 1228 0340 3649 | | | | | | | |
| P.O. Box 15153 | | | | | | | |
| Wilmington DE 19886-5153 | | | | | | | |
| Sears Credit Cards | I | Η | General Purchases 2007-2009 | | | | 4,721.37 |
| 5121 0718 8261 9996 | | | | | | | |
| P.O. Box 183082 | | | | | | | |
| Columbus, OH 43218-3082 | | | | | | | |

(Report total also on Summary of Schedules)
(If Applicable, report also on Statistical Summary of Certain Liabilities and Related Data)

\$18,086.26

TOTAL >

Filed 06/30/09 Case 09-24023 Doc 1 Entered 06/30/09 22:28:21 Desc Main Page 21 of 39 In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Cisocument

SCHEDULE G— EXECUTORY CONTRACTS AND UNEXPIRED LEASES

(12/05)

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests.

State nature of debtor's interest in contract, i.e, "Purchaser," "Agent" etc. State whether the debtor is lessor or lessee of a lease.

Provide the name and complete mailing address of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, indicate that by stating "a minor child," and do ont disclose the child's name. See 11 U.S.C. 112; Fed. R. Bankr. P. 1007(m).

[] Check this box if debtor has no executory contracts or unexpired leases.

| Name and Mailing Address, including Zip Code, of Other Parties to Lease or Contract | Description of Contract or Lease and Nature of Debtor's Interest. State Whether Lease is for Nonresidential real property. State Contract Number of any Government Contract |
|---|---|
| | |

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Chocument Page 22 of 39 SCHEDULE H— CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, indicate that by stating "a minor child' and do not disclose the child's name. See 11 U.S.C. 112; F. Bankr R. P. 1007(m).

| Name and Address of Codebtor | Name and Address of Creditor |
|------------------------------|------------------------------|
| | |

Entered 06/30/09 22:28:21 Desc Main Case 09-24023 Doc 1 Filed 06/30/09 errez Debtor(s) Carement Page 23 of 39 SCHEDULE I— CURRENT INCOME OF INDIVIDUAL DEBTORS In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Circument

The column labeled "spouse" must be completed in all cases filed by joint debtors and by a married debtor in a Chapter 12 or 13 case whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child

| Debtor's Marital Status: | Dependents of Debtor and Spouse | | | | | | | |
|--|--|----------------|-----------------------------|----|---|------------------|--|--|
| Married | RELATIONSHIP A | | | | AGE | | | |
| | Three daughters | 1 | | | nd 5 | | | |
| EMPLOYMENT: | | | Debtor | | Spou | ise | | |
| Occupation, Name of | f Employer: | General lab | or | (| General labor | | | |
| How long employed: | | 4 months | | 4 | 4 months | | | |
| Address of employer | <u> </u> | | | | | | | |
| INCOME (Estimate | of average or projected | monthly incon | me at time case filed) | | DEBTOR | SPOUSE | | |
| | ges, salary, and commiss | • | | | 1152.00 | 918.00 | | |
| 2. Estimated monthly | overtime | | | | | | | |
| 3. SUBTOTAL | | | | | \$1,152.00 | \$ 918.00 | | |
| 4. LESS PAYROLL a. Payroll taxes and | | | | | 99.96 | 105.08 | | |
| b. Insurance | | | | | 15.66 | 16.72 | | |
| c. Union dues | | | | | 33.12 | 33.12 | | |
| d. Other (Specify:) | | | | | | | | |
| 5. SUBTOTAL OF P | AYROLL DEDUCTIO | NS | | | \$ 148.74 | \$ 154.92 | | |
| 6. TOTAL NET MO | NTHLY TAKE HOME | PAY | | | \$1,003.26 | | | |
| 7. Regular income from | om operation of business | /profession/fa | rm (attach statement) | | | | | |
| 8. Income from real p | property | | | | 400.00 | | | |
| 9. Interest and dividen | nds | | | | | | | |
| 10. Alimony, mainter use or that of the depe | | nts payable to | the debtor for the debtor's | | | | | |
| 11. Social security or | other governmental assi | stance Specify | y: | | | | | |
| 12. Pension or retiren | nent income | | | | | | | |
| 13. Other monthly inc | come (Specify): | | | | | | | |
| 14. SUBTOTAL OF | LINES 7 THROUGH 1 | 3 | | | \$ 400.00 | \$ 0.00 | | |
| 15. AVERAGE MON | NTHLY INCOME (Add | amounts show | vn on lines 6 and 14) | | \$1,403.26 | \$ 763.08 | | |
| | ERAGE MONTHLY ease or decrease in inco | | \$2,166.3 | 34 | Report also on Summary of Sc Summary of Certain Li | abilities, Data) | | |

None

24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 DA. Gutierrez Debtor(s) CDOMMENT Page 24 of 39 SCHEDULE J— CURRENT EXPENDITURES OF INDIVIDUAL DEBTORS Case 09-24023 Doc 1 Filed 06/30/09 Desc Main

In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Cisotement

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family., at the time case filed. Prorate any payments made bi-weekly, quarterly, semi-annually or annually to show monthly rate.

[] Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

| 1 Rent, home mortgage, or mobile-home lot rent | Are real estate taxes included? Yes _X No Is property insurance included? Yes _X No | 978.00 |
|---|--|------------|
| 2 Utilities | 2 property instituted. 160 170 | |
| a Electricity and heating fuel | | 95.00 |
| b Water and sewer | | 57.50 |
| c Telephone | | 79.00 |
| d Other: | | 0 |
| 3 Home Maintenance (repairs and upkeep) | | 35.00 |
| 4 Food | | 700.00 |
| 5 Clothing | | 45.00 |
| 6 Laundry, dry cleaning | | 25 |
| 7 Medical and dental expenses | | 20.00 |
| 8 Transportation (not including car payments) | | 60.00 |
| 9 Recreation, clubs, entertainment, newspapers, mag | gazines, etc | 0 |
| 10 Charitable contributions | | 0 |
| 11 Insurance (not deducted from wages or included | in home mortgage payments | |
| a Homeowner's or renter's | | 0 |
| b Life | | 0 |
| c Health | | 0 |
| d Auto | | 53.00 |
| e Other insurance: | | 0 |
| 12 Taxes (not deducted from wages or included in h | ome mortgage) Specify: | 0 |
| 13 Installment payments (in Chapters11, 12 and 13, | do not list payments to be included in the plan) | |
| a Auto payment: | | 0 |
| b Other payment(s) (List): | | 0 |
| 14 Alimony, maintenance, and support paid to other | rs | 0 |
| 15 Payments for support of additional dependents no | ot living at your home | 0 |
| 16 Regular expenses from operation of business, pro | ofession, or farm (attach detailed statement) | 0 |
| 17 Other expenses: | | 0 |
| 18 AVERAGE MONTHLY EXPENSES (Report al Liabilities, Data) | so on Summary of Schedules and Statistical Summary of Certain | \$2,147.50 |
| 19 Describe any increase or decrease in expenditure following the filing of this document: None | s reasonably anticipated to occur within the year | |
| 20 STATEMENT OF MONTHLY NET INCOME | | |
| a Average monthly income from Line 16 of Sched | lule I | \$2,166.34 |
| b Average monthly expenses from Line 18 above | | \$2,147.50 |
| c Monthly net income (a minus b) | | \$ 18.84 |
| | | |

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Consument Page 25 of 39

DECLARATION CONCERNING DEBTOR'S SCHEDULES

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of ___ sheets, and that they are true and correct to the best of my knowledge, information and belief.

| Date | Signature: | /S/ Raul Gutierrez Raul Gutierrez | _ |
|--|---------------------------|--|---|
| Date | Signature: | /S/ Maria A. Gutierrez | |
| | | Maria A. Gutierrez (In joint case, both debtors must sign) | - |
| agent of the partne perjury that I have | ership) of the | ident or other officer or an authorized agent of the composition of partnership and as delamary and schedules, consisting of sheets, and the and belief. | orporation or a member or an authorized otor in this case, declare under penalty of |
| Date | | Signature | |
| (An individual sig | ning on behalf of a parts | (Print or type the name of individual sign nership or corporation must indicate position or relation | , |
| Penalty for making 18 U.S.C. §§152 a | | oncealing property: Fine of up to \$500,000 or imprison | ament for up to 5 years or both. |

[DECLARATION OF NONATTORNEY BANKRUPTCY PETITION PREPARER OMITTED]

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 26 of 39 UNITED STATES BANKRUPTCY COURT

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

In re: Raul Gutierrez, Maria A. Gutierrez Debtor(s) Case No.

STATEMENT OF FINANCIAL AFFAIRS

(10/05)

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under Chapter 12 or Chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. Do not include the name or address of a minor child in this statement. Indicate payments, transfers and the like to minor children by stating "a minor child." See 11 U.S.C. §112, Fed. R. Bankr. P. 1007(m).

Questions 1-18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, must also complete Questions 19-25. Each question must be answered. If the answer to any question is "None," or the question is not applicable, mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

Definitions

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been within the six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self employed full-time or part-time. An individual debtor also may be "in business' for purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor, general partners of the debtor and their relatives; corporations of which the debtor is an officer, director or person in control; officers, directors, and owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade or profession, or from operation of the debtor's business, including part-time activities either an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

AMOUNT SOURCE (if more than one) 2007 =22621.00;2008=29,732.00 Un employment and rent 11,172.43 gross wage 2009 and rent

2. Income other than from employment or operation of business

State the amount of income received by the debtor other than from employment trade or profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of the case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

AMOUNT SOURCE

[X] NONE

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 27 of 39

3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. *Individual or joint debtors with primarily consumer debts:* List all payments on loans, installment purchases of goods or services, and other debts, to any creditor made within **90 days** immediately preceding the commencement of this case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$600. Indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must state payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR | DATES OF PAYMENTS | AMOUNT PAID | AMOUNT STILL OWING |
|--|----------------------|------------------|-----------------------|
| Washington Mutual P.O. Box 100576, Florence, SC 19502-0576 | every month | 946.00 per month | 164738.38 |

b. *Debtor whose debts are not primarily consumer debts:* List each payment or other transfer made within **90 days** immediately preceding the commencement of the case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$5,000. (Married debtors filing under chapter 12 or chapter 13 must include payments of either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR | DATES OF PAYMENTS/ TRANSFERS | AMOUNT PAID OR VALUE OF TRANSFERS | AMOUNT STILL OWING |
|------------------------------|------------------------------------|---|-----------------------|
|------------------------------|------------------------------------|---|-----------------------|

[X] NONE

c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments of either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

| NAME AND ADDRESS OF CREDITOR RELATIONSHIP TO DEBTOR | DATES OF PAYMENTS | AMOUNT PAID | AMOUNT STILL OWING |
|---|----------------------|-------------|-----------------------|
| [X] NONE | | | |

- 4. Suits and administrative proceedings, executions, garnishments and attachments
- a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

| CAPTION OF SUIT AND | NATURE OF | COURT/AGENCY | STATUS OR |
|---------------------|------------|--------------|-------------|
| CASE NUMBER | PROCEEDING | AND LOCATION | DISPOSITION |

[X] NONE

b. Describe all property that has been attached, garnished, or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

| NAME AND ADDRESS OF PERSON FOR | DATE OF | DESCRIPTION AND VALUE OF |
|-----------------------------------|---------|--------------------------|
| WHOSE BENEFIT PROPERTY WAS SEIZED | SEIZURE | PROPERTY |

[X] NONE

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 28 of 39

5. Repossessions, foreclosures and returns

List all property that has been repossessed by a creditor, sold at foreclosure sale, transferred through a deed in lieu of foreclosure or returned to a seller within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER DATE OF REPOSSESSION, FORECLOSURE, SALE TRANSFER OR RETURN

DESCRIPTION AND VALUE OF PROPERTY

[X] NONE

6. Assignments and receiverships

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE

DATE OF

TERMS OF ASSIGNMENT OR SETTLEMENT

ASSIGNMENT

[X] NONE

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated, and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN

NAME, LOCATION OF COURT, CASE TITLE AND NUMBER DATE OF ORDER

DESCRIPTION, VALUE OF

PROPERTY

[X] NONE

7. Gifts

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION

RELATIONSHIP TO DEBTOR. IF ANY DATE OF GIFT

DESCRIPTION AND VALUE OF GIFT

DATE OF LOSS

[X] NONE

8. Losses

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES, AND IF LOSS WAS COVERED IN WHOLE OR IN PART

EUSS WAS COVERED IN WHOLE OR INTAK

BY INSURANCE, GIVE PARTICULARS

[X] NONE

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 29 of 39

9. Payments related to debt counseling or bankruptcy

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE

DATE OF PAYMENT, NAME OF PAYOR, IF

AMOUNT OF MONEY, OR

OTHER THAN DEBTOR

DESCRIPTION AND VALUE OF

PROPERTY

Money Magagement International

May 2009

40.00 for each certificate

10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE; RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED

AND VALUE RECEIVED

[X] NONE

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a selfsettled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER DEVICE

DATE(S) OF

AMOUNT OF MONEY OR DESCRIPTION AND

TRANSFER(S) VALUE OF PROPERTY OR DEBTOR'S

INTEREST IN PROPERTY

[X] NONE

11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, saving, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations and brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION

TYPE AND NUMBER OF ACCOUNT; AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

[X] NONE

12. Safe deposit boxes

List each safe deposit or other box or depository in which the debtor has or had securities, cash or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER INSTITUTION

NAMES AND ADDRESSES OF THOSE WITH ACCESS TO **BOX OR DEPOSITORY**

DESCRIPTION OF CONTENTS

DATE OF TRANSFER OR SURRENDER, IF

ANY

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 30 of 39

13. Setoffs

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

[X] NONE

14. Property held for another person

List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER

DESCRIPTION AND VALUE OF PROPERTY

LOCATION OF PROPERTY

[X] NONE

15. Prior address of debtor

If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS

NAME USED

DATES OF OCCUPANCY

[X] NONE

16. Spouses and Former Spouses

If the debtor resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

[X] NONE

17. Environmental Information

For the purposes of this question, the following definitions apply:

An "Environmental Law" means any federal, state or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or materials into the air, land, soil, surface water, groundwater, or other medium, including but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

A "Site" means any location, facility, or property as defined by any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including but not limited to, disposal sites.

A "Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and , if known, the Environmental Law.

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main

Page 31 of 39 Document

NAME AND ADDRESS OF SITE NAME AND ADDRESS DATE OF NOTICE **ENVIRONMENTAL GOVERNMENTAL UNIT** LAW

[X] NONE

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS NAME AND ADDRESS OF DATE OF NOTICE **ENVIRONMENTAL**

> **GOVERNMENTAL UNIT** LAW

[X] NONE

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

DOCKET NUMBER NAME AND ADDRESS OF STATUS OR **GOVERNMENTAL UNIT** DISPOSITION

[X] NONE

18. Nature, location and name of business

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the business, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession or other activity either full-time or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the business, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the six years immediately preceding the commencement of this case.

> LAST FOUR DIGITS OF SOC. SEC. NO./

COMPLETE EIN OR **NAME**

BEGINNING AND ADDRESS NATURE OF BUSINESS **ENDING DATES** OTHER TAXPAYER

I.D. NUMBER

[X] NONE

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. 101.

ADDRESS NAME

[X] NONE

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within six years immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting securities of a corporation, a partner, other than a limited partner, of a partnership; a sole proprietor, or otherwise self-employed.

(An individual or joint debtor should complete this portion of the statement only if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 32 of 39

| 19. I | Books. | records. | and | financial | statements |
|-------|--------|----------|-----|-----------|------------|
|-------|--------|----------|-----|-----------|------------|

a. List all bookkeepers and accountants who within the **two** years immediately preceding the filing of this bankruptcy case, kept or supervised the keeping of books of account and records of the debtor.

DATE SERVICES

NAME AND ADDRESS

RENDERED

b. List all firms or individuals who within the two years immediately preceding the filing of this bankruptcy case have audited the books of account and record, or prepared a financial statement of the debtor.

NAME

ADDRESS

DATES SERVICES RENDERED

c. List all firms or individuals who at the time of commencement of this case were in possession of the books of account or records of the debtor. If any of the books of account and records are not available, explain.

NAME

ADDRESS

d. List all financial institutions, creditors, and other parties, including mercantile and trade agencies, to whom a financial statement was issued within the two years immediately preceding the commencement of this case by the debtor.

NAME AND ADDRESS

DATE ISSUED

20. Inventories

a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY

INVENTORY SUPERVISOR

DOLLAR AMOUNT OF INVENTORY (Specify cost, market, or other basis)

b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

NAME AND ADDRESSES OF CUSTODIAN

DATE OF INVENTORY OF INVENTORY RECORDS

21. Current Partners, Officers, Directors and Shareholders

a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS

NATURE OF INTEREST

PERCENTAGE OF INTEREST

b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds, 5 percent or more of the voting or equity securities of the corporation.

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main

Document

Page 33 of 39

NATURE AND PERCENTAGE OF STOCK NAME AND ADDRESS
TITLE
OWNERSHIP

22. Former partners, officers, directors, and shareholders

a. If the debtor is a partnership, list each member who withdrew from the partnership within one year immediately preceding the commencement of this case.

NAME

ADDRESS

DATE OF WITHDRAWAL

b. If the debtor is a corporation, list all officers or directors whose relationship with the corporation terminated within one year immediately preceding the commencement of this case.

NAME AND ADDRESS

TITLE

DATE OF TERMINATION

23. Withdrawals from a partnership or distributions by a corporation

If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR

DATE AND PURPOSE

AMOUNT OF MONEY OR DESCRIPTION

OF WITHDRAWAL AND VALUE OF PROPERTY

24. Tax Consolidation Group

If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within the six year period immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER

25. Pension Funds

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension number to which the debtor, as an employer, has been responsible for contributing at any time within the six-year period immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER

[To be completed by individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 34 of 39

Date

Signature: /S/ Raul Gutierrez

Page 34 of 39

Date

Signature: /S/ Maria A. Gutierrez

Maria A. Gutierrez

(In joint case, both debtors must sign)

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §152 and 3571.

[DECLARATION/SIGNATURE OF NONATTORNEY BANKRUPTCY PETITION PREPARER OMITTED]

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 35 of 39

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

| errez |
|-------|
| |

Debtor(s) Case No:

CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION

| [] I have filed a sch unexpir | nedule of executored lease. | | expired leases wh | nich includes per | by property of the esta rsonal property subject ose consumer debts: | |
|---|-----------------------------|-----------------------------------|---|-------------------------------------|---|--|
| Description Of Secured Property | Creditor's Name | | Property will be surrendered | Property is claimed as exempt | Property will be redeemed pursuant to 11 U.S.C. § 722 | Debt will be reaffirmed pursuant to 11 U.S.C. § 524(c) |
| 1618 Wet 34th Street Chicago, Illinois | Washington | Mutual | | | | X |
| Description Of Leased Property | Leasor's Name | | Lease will be a pursuant to 11 362(h)(1)(A) | | | |
| Date | Signature: | /S/ Raul Gutier Raul Gutierrez | | | | |
| Date | Signature: | /S/ Maria A. Gu Maria A. Gutie | | | _ | |
| [DECLARA | ΓΙΟΝ/SIGNATI | (In joint case, bo | oth debtors must | | ION PREPARER OMI | TTED] |

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Page 36 of 39 Document

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

In re Raul Gutierrez, Maria A. Gutierrez Debtor(s) Case No:

DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR UNDER 11 U.S.C. 329 AND BANKRUPTCY RULE 2016(b)

1. Pursuant to 11 U.S.C. § 329(a) and Fed. R. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and s:

| | the filing of the petition in bankruptcy, or agreed to be paid to me, for service in contemplation of or in connection with the bankruptcy case is as follows: |
|---|--|
| For legal services, I have agreed to accept Prior to the filing of this statement I have received Balance Due . | 1700.00 1700.00 299.00 file fee |
| of my law firm. []I have agreed to share the above-disclosed comp of my law firm. A copy of the agreement, to is attached. | [X]Debtor []Other (specify) [X]Debtor []Other (specify) I compensation with any other person unless they are members and associates bensation with a other person or persons who are not members or associates begether with a list of the names of the people sharing in the compensation, due to render legal service for all aspects of the bankruptcy case, including: |
| | statements of affairs and plan which may be required; ditors and confirmation hearing, and any adjourned hearings thereof; |
| 6. By agreement with the debtor(s), the above-disclo | sed fee does not include the following services: |
| | CERTIFICATION |
| I certify that the foregoing is a complete statement of debtor(s) in this bankruptcy proceeding. | f any agreement or arrangement for payment to me for representation of the |
| Date: | /S/ DAVID W. DAUDELL |
| | Attorneys for Debtor(s) |

Case 09-24023 Doc 1 Filed 06/30/09 Entered 06/30/09 22:28:21 Desc Main Document Page 37 of 39

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

| In re Raul Gutierrez, Maria A. Gutierr | re | Raul Gutierre | z, Maria A. | Gutierrez |
|--|----|---------------|-------------|-----------|
|--|----|---------------|-------------|-----------|

Debtor(s) Case No:

VERIFICATION OF CREDITOR MAILING LIST - MATRIX

The debtor(s) hereby certify, verify and declare under penalty of perjury that the attached mailing list matrix (list of creditors) is true and correct to the best of their knowledge.

Date

Signature: /S/ Raul Gutierrez

Raul Gutierrez

Date

Signature: /S/ Maria A. Gutierrez

Maria A. Gutierrez

(In joint case, both debtors must sign)

Chase 5417 1228 0340 3649 P.O. Box 15153 Wilmington DE 19886-5153

City of Chicago Department of Revenue 0054965507 P.O Box 88292 Chicago, IL 60680-1292

City of Chicago Department of Revenue 0054965508 P.O. Box 88292 Chicago, IL 60680-1292

Discover Card ending in 0403 P.O. Box 6103 Carol Stream, IL 60197-6103

Fashion Bug 600466-802-588-1803 P.O. Box 856021 Louisville, KY 40285-6021

Home Depot Credit Services 6035 3200 4257 7732 Processing Center Des Moines, IA 50364-0500

JC Penney 125-087-253-61 P.O. Box 960090 Orlando, FL 32896-0090

Medical Collections System, Inc 186-6025 725 South Wells, Suite 500 Chicago, IL 60607

Medical Recovery Specialists, Inc. 70904759-0 2250 East Devon Avenue, Suite 352

Des Plaines, IL 60018

Sears Credit Cards 5121 0718 8261 9996 P.O. Box 183082 Columbus, OH 43218-3082

Washington Mutual 0679065284 P.O. Box 78065 Phoenix AZ 85062-8065

Washington Mutual Bank 0679167155 P.O. Box 44118 Jacksonville, FL 32231-4118